

ASSIGNED

52339

Serial No. _____

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 22 1988

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUL 22 1988

The applicant Touchstone Resources Company
5250 S. Virginia St., #300 of Reno,
Street and No. or P.O. Box No. City or Town
Nevada 89502 hereby make application for permission to change the
State and Zip Code No.
Point of Diversion of a portion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit 51265
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.4 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining and Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Mining and Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, T. 37N., R. 48E., MDB&M,
Describe as being within a 40-acre subdivision of public survey and by course and or at point from which the NW corner of said Section 9 bears North 37°47'49" distance to a section corner. If on unsurveyed land, it should be stated.
West, 2249.97 feet.
6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, T. 37N., R. 48E.,
If point of diversion is not changed, do not answer.
MDB&M, or at a point from which the NE corner of said Section 8 bears North
76°13'00" East, 240.00 feet.
7. Proposed place of use All of section 4, E $\frac{1}{2}$ Section 5, NE $\frac{1}{4}$ Section 8, N $\frac{1}{2}$ Section 9,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
T. 37N., R. 48E., MDB&M; SE $\frac{1}{4}$ Section 32, S $\frac{1}{2}$ Section 33, T. 38N., R. 48E., MDB&M.
8. Existing place of use No change
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well with pump and electric generator,
State manner in which water is to be diverted, i.e. diversion structure, ditches,
storage tank and distribution pipeline.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$20,000
13. Estimated time required to construct works 3 Years

14. Estimated time required to complete the application of water to beneficial use..... 5 Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water under this well will supplement the production under Permit 51265 and other applications filed to change portions of Permit 51265. The total annual duty of all supplemental wells is projected to be 144.5 mga, as described by letter dated 1-18-85 to the Division of Water Resources.

By..... W. Jack Clark
5250 S. Virginia St., #300
Reno, Nevada 89502

Compared..... pm/se pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 51265 is issued subject to the terms and conditions imposed in said Permit 51265 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 51265, 51933, 51935, 51936 and 52339 shall not exceed 144.54 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.4 cubic feet per second, but not exceed 28.91 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... April 7, 1989

Proof of completion of work shall be filed before..... May 7, 1989

Application of water to beneficial use shall be made on or before..... April 7, 1991


Proof of the application of water to beneficial use shall be filed on or before..... May 7, 1991

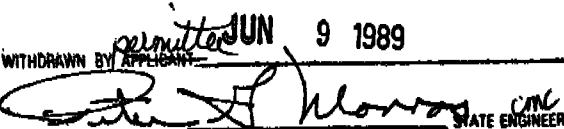
Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this..... 16th day of..... November

Cultural map filed.....

Certificate No..... Issued.....

88
A.D. 19.....

State Engineer

permitted JUN 9 1989
WITHDRAWN BY APPLICANT

STATE ENGINEER

(PERMIT TERMS CONTINUED)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.



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Proof of the application of water to beneficial use shall be filed on or before May 7, 1991

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS,

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 19th day of October,

A.D. 19 88

Certificate No. Issued.....

Peter G. Morros
State Engineer

(PERMIT TERMS CONTINUED)

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VOID

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10-21-88

